# TERRITORY OF GUAM CRIMINAL MINUTES TRIAL

CASE NO.: 1:18-cr-00010-001 DATE: May 31, 2022

1:18-cr-00010-006

HON. FRANCES M. TYDINGCO-GATEWOOD, Chief Judge, Presiding

Law Clerk: Emily Brown Court Reporter: Veronica Flores

Courtroom Deputy: Carmen B. Santos Hearing Times: 7:33 - 8:05; 8:18 - 10:00

10:20 - 11:42

12:39 - 2:10

2:32 - 4:13

4:39 - 5:09

**APPEARANCES:** 

Defendant: John D. Walker Attorney: Mack K. Martin

Hansen Helicopters Edward A. McConwell, Laura L.

McConwell and Edward C. Han

✓ Present
✓ Retained
□ FPD
□ CJA

U.S. Attorney: Stephen Leon Guerrero

Marie L. Miller Samantha R. Miller

**PROCEEDINGS: Jury Trial - Day 21** 

- Witnesses sworn and examined; exhibits marked and admitted see attached Exhibit and Witness List, AO Form 187 (and 187a, when applicable).
- Trial continued to: June 1, 2022 at 8:15 AM.

NOTES:

# UNITED STATES DISTRICT COURT

#### DISTRICT OF GUAM

#### UNITED STATES OF AMERICA

## **EXHIBIT AND WITNESS LIST**

VS.

### John D. Walker and Hansen Helicopters

CRIMINAL CASE NO. 18-00010

PRE	SIDING JUDO	GE					PLAINTIFF'S ATTORNEY	DEFENDANT'S ATTORNEYS
		ances Tyo	dingco-Gate	wood			Stephen Leon Guerrero Marie Miller Samantha Miller	Mack K. Martin, Edward A. McConwell, Sr., Laura L. McConwell, Edward C. Han
TRI	AL DATE(S)						COURT REPORTER/RECORDER	COURTROOM DEPUTY
May 31, 2022							Veronica F. Flores Carmen Santos	Carmen Santos
JOINT	PLF. NO.	DEF NO.	DATE IDENTIFIED OFFERED	OBJECTION	ADMITTED		DESCRIPTION OF EXH	IIBITS* AND WITNESSES
						7:33	3 – Call to Order; Counsel	present. Motions Hearing
						Cou	irt informed counsel of pa	ssing of Mr. Walker's local
						cou	nsel, Mr. Maher. As Mr. I	Maher's presence in the trial
						was	previously waived, Court	waives requirement of local
						cou	nsel at this time.	
							(1) Marinho deposition -	
								] re <i>void ab initio</i> order[1535] –
							court to give curative	instruction
							(3) Ex G-1818 -	
						+	(4) Defense motion for m	
							-	trator provided court with an
								discussion, Juror No. 2 is
		1				+	used; Alternate Juror No.	
							4 – Jurors seated. Govern	ment calls next witness,
							hera Jones.	and arrana DV has Bda C. Bdillan
	1	1		1		-		and sworn, <b>DX by Ms. S. Miller</b>
								qualified as an expert in the
								nd certified fraud examination
							•	kill, training and education.
	G-0829	1			2/15/22	_	ort gives jury instruction re	
	G-0829				3/13/22	_	anization Chart for Defen	for discussion outside their
								for discussion outside their
				1		•	sence.	
				1		9:56	6 – Recess	

10:20 - 10:29 - continued discussion outside the presence of the jurors.   10:29 - Witness Ms. Jones seated; jurors seated; Continued DX of Ms. Jones by Ms. S. Miller   S/11/22   S/11/22   BOH Caledonian Agency, Inc. Acct 3534   Corporation Signature Card (Prozik)   G-2938   S/10/22   S/10/22   BOH Caledonian Agency, Inc. Acct 9134 Corporation Signature Card (Prozik)   G-0829   3/15/22   Organization Chart for Defendant Corporations   BOH Bank Statements and Cancelled Checks   G-2838   S/31/22   S/31/22   Available Bank Records by Account Summary Chart (Jones)   G-2938-1   S/31/22   X S/31/22   Available Bank Records by Use of Funds Summary Chart (Jones)   G-2938-1   S/31/22   X S/31/22   Available Bank Records by Use of Funds Summary Chart (Jones)   G-2938-1   S/31/22   X S/31/22   BOH Caledonian Agency Inc. Acct. 9134 statement dated 08/31/2016 to 09/30/2016 (Jones)   I1:41 - 12:39 - Lunch recess   I1:39 - Discussion outside the presence of the jurors re Ex G-2939-2   I1:41 - I1:39 - Lunch recess   I1:41 - Jurors seated; witness seated; Continued DX of Ms. Jones by Ms. S. Miller   G-2938-1   S/31/22   X S/31/22   GFGU FCU Limey Air Service, Inc. Acct 9899 Signature Card, Corporate Records, 2018 & 2019 Incoming Wire Transfer Log (Jones)   I1:31 - Jurors seated; witness seated   G-2898-1, 2/31-122   X S/31/22   Jurors recessed for discussion of objection outside their presence.   I1:31 - Jurors seated; witness seated   G-2989-16   S/31/22   X S/31/22   Jurors III   Gones   G-2989-17   S/31/22   X S/31/22   Jurors III   Gones   G-2939-31   S/31/22   X S/31/22   Jurors III   Gones   G-2939-39   S/31/22   X S/31/22   Jurors III   Gone	JOINT	PLF.	DEF NO.	DATE IDENTIFIED OFFERED	OBJECTION	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
10:20 - 10:29 - continued discussion outside the presence of the Jurors.	Of	E Z	DEF	DA IDENJ OFFI	OBJE	ADMI	DESCRIPTION OF EXHIBITS AND WITNESSES
10:29 - Witness Ms. Jones seated; jurors seated; Continued DX of Ms. Jones by Ms. 5. Miller							·
DX of Ms. Jones by Ms. S. Miller   S/11/22   S/11/22   SOH Hansen Northern Helicopters, Inc. Acct 3534   Corporation Signature Card (Prozik)							·
G-2937							
G-2938		G-2937		5/11/22		5/11/22	BOH Hansen Northern Helicopters, Inc. Acct 3534
Signature Card (Prozik)							Corporation Signature Card (Prozik)
G-0829   3/15/22   Organization Chart for Defendant Corporations   G-0026   BOH Hansen Helicopters Inc. Acct. 5448 Signature Card   G-2898   SOH Bank Statements and Cancelled Checks   G-1243   5/31/22   5/31/22   Available Bank Records by Account Summary Chart (Jones)   G-1244A   5/31/22   X   5/31/22   Available Bank Records by Use of Funds Summary Chart (Jones)   G-2938-1   5/31/22   X   5/31/22   BOH Caledonian Agency Inc. Acct. 9134 statement dated   08/31/2016 to 09/30/2016 (Jones)    11:41 - 12:39 - Lunch recess   12:39 - Discussion outside the presence of the jurors re Ex   G-2939-2   through G-2939-81   12:43 - Jurors seated; witness seated; Continued DX of Ms.   Jones by Ms. S. Miller   G-2898-1,   5/31/22   X   5/31/22   CFG IFCU Limey Air Service, Inc. Acct 9899 Signature Card, Corporate Records, 2018 & 2019 Incoming Wire Transfer   Log (Jones)   12:46 - Jurors recessed for discussion of objection outside their presence.   1:13 - Jurors seated; witness seated   G-2898-1,   5/31/22   X   5/31/22   Boh Bank Statements and Cancelled Checks   Note: previously admitted, court now retracting admission   except for pages noted (Jones)   1:14 - Continued DX of Ms. Jones by Ms. S. Miller   G-2989-16   5/31/22   X   5/31/22   (Jones)   G-2989-17   5/31/22   X   5/31/22   (Jones)   G-2939-39   5/31/22   X   5/31/22   (Jones)   G-2939-49   5/31/22   X   5/31/22   (Jones)		G-2938		5/10/22		5/10/22	BOH Caledonian Agency, Inc. Acct 9134 Corporation
G-026   BOH Hansen Helicopters Inc. Acct. 5448 Signature Card BoH Bank Statements and Cancelled Checks   G-2898   S/31/22   S/31/22   Available Bank Records by Account Summary Chart (Jones)   S/31/22   Available Bank Records by Use of Funds Summary Chart (Jones)   G-2938-1   S/31/22   X S/31/22   Available Bank Records by Use of Funds Summary Chart (Jones)   BOH Caledonian Agency Inc. Acct. 9134 statement dated 08/31/2016 to 09/30/2016 (Jones)   11:41 - 12:39 - Lunch recess   12:39 - Discussion outside the presence of the jurors re Ex G-2939-2 through G-2939-81   12:43 - Jurors seated; witness seated; Continued DX of Ms. Jones by Ms. S. Miller   Corporate Records, 2018 & 2019 Incoming Wire Transfer Log (Jones)   12:46 - Jurors recessed for discussion of objection outside their presence.   1:13 - Jurors seated; witness seated   G-2898-1, 2, 13-14, 16-17   S/31/22   X S/31/22   BoH Bank Statements and Cancelled Checks Note: previously admitted, court now retracting admission except for pages noted (Jones)   1:14 - Continued DX of Ms. Jones by Ms. S. Miller   G-2989-16   S/31/22   X S/31/22 (Jones)   G-2939-19   S/31/22   X S/31/22 (Jones)   G-2939-39   S/31/22   X S/31/22 (Jones)   G-2939-39   S/31/22   X S/31/22 (Jones)   G-2939-39   S/31/22   X S/31/22 (Jones)   G-2939-49   S/31/22   X S/31/22 (Jones)   G-293							Signature Card (Prozik)
G-2898   Solution		G-0829				3/15/22	Organization Chart for Defendant Corporations
G-1243   5/31/22   5/31/22   Available Bank Records by Account Summary Chart (Jones)							·
G-1244A		G-2898					BoH Bank Statements and Cancelled Checks
G-2938-1		G-1243		5/31/22		5/31/22	Available Bank Records by Account Summary Chart (Jones)
G-2938-1		G-1244A		5/31/22		5/31/22	Available Bank Records by Use of Funds Summary Chart
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G-2939-2 through G-2939-81  12:43 – Jurors seated; witness seated; Continued DX of Ms. Jones by Ms. S. Miller  G-2939-2 to 81  5/31/22 X 5/31/22 CFGu FCU Limey Air Service, Inc. Acct 9899 Signature Card, Corporate Records, 2018 & 2019 Incoming Wire Transfer Log (Jones)  12:46 – Jurors recessed for discussion of objection outside their presence.  1:13 – Jurors seated; witness seated  G-2898-1, 5/31/22 X 5/31/22 BoH Bank Statements and Cancelled Checks Note: previously admitted, court now retracting admission except for pages noted (Jones)  G-2989-2 5/31/22 X 5/31/22 (Jones)  G-2989-16 5/31/22 X 5/31/22 (Jones)  G-2989-17 5/31/22 X 5/31/22 (Jones)  G-2939-39 5/31/22 X 5/31/22 (Jones)  G-2939-49 5/31/22 X 5/31/22 (Jones)							
Jones by Ms. S. Miller   G-2939-2   5/31/22   X   5/31/22   CFGu FCU Limey Air Service, Inc. Acct 9899 Signature Card, Corporate Records, 2018 & 2019 Incoming Wire Transfer Log (Jones)   12:46 – Jurors recessed for discussion of objection outside their presence.   1:13 – Jurors seated; witness seated   1:13 – Jurors seated; witness seated   S/31/22   X   5/31/22   Boh Bank Statements and Cancelled Checks Note: previously admitted, court now retracting admission except for pages noted (Jones)   1:14 – Continued DX of Ms. Jones by Ms. S. Miller   G-2989-2   5/31/22   X   5/31/22   (Jones)   G-2989-17   5/31/22   X   5/31/22   (Jones)   G-2939-19   5/31/22   X   5/31/22   (Jones)   G-2939-39   5/31/22   X   5/31/22   (Jones)   G-2939-49   G-29							
G-2939-2							12:43 – Jurors seated; witness seated; <b>Continued DX of Ms.</b>
to 81							Jones by Ms. S. Miller
Log (Jones)  12:46 – Jurors recessed for discussion of objection outside their presence.  1:13 – Jurors seated; witness seated  G-2898-1, 5/31/22 X 5/31/22 BoH Bank Statements and Cancelled Checks Note: previously admitted, court now retracting admission except for pages noted (Jones)  1:14 – Continued DX of Ms. Jones by Ms. S. Miller  G-2989-2 5/31/22 X 5/31/22 (Jones)  G-2989-16 5/31/22 X 5/31/22 (Jones)  G-2989-17 5/31/22 X 5/31/22 (Jones)  G-2939-1 5/31/22 X 5/31/22 (Jones)  G-2939-39 5/31/22 X 5/31/22 (Jones)  G-2939-49 5/31/22 X 5/31/22 (Jones)		G-2939-2		5/31/22	Χ	5/31/22	CFGu FCU Limey Air Service, Inc. Acct 9899 Signature Card,
their presence.    1:13 - Jurors seated; witness seated   1:14 - Jurors seated; witness seated   1:13 - Jurors seated; witness seated   1:14 - Jurors seat		to 81					
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2, 13-14,		G-2898-1		5/31/22	Y	5/31/22	
16-17   except for pages noted (Jones)     1:14 - Continued DX of Ms. Jones by Ms. S. Miller     G-2989-2				3/31/22	^	3/31/22	
1:14 - Continued DX of Ms. Jones by Ms. S. Miller							
G-2989-2		10 17					
G-2989-16		G-2989-2		5/31/22	Х	5/31/22	-
G-2989-17							
G-2939-1				_			
G-2939-39							
G-2939-13 5/31/22 X 5/31/22 (Jones) G-2939-39 5/31/22 X 5/31/22 (Jones) G-2939-49 5/31/22 X 5/31/22 (Jones)				_			
G-2939-39 5/31/22 X 5/31/22 (Jones) G-2939-49 5/31/22 X 5/31/22 (Jones)							
G-2939-49 5/31/22 X 5/31/22 (Jones)				_			
				-, -, -,			

JOINT	PLF. NO.	DEF NO.	DATE IDENTIFIED OFFERED	OBJECTION	ADMITTED	DESCRIPTION OF EXHIBITS* AND WITNESSES
	G-2939-76					CFGu FCU Limey Air Service, Inc. Acct 9899 Signature Card, Corporate Records, 2018 & 2019 Incoming Wire Transfer Log
	G-1249		5/31/22	Х	5/31/22	QuickBooks Records by Name Summary Chart (As to Mr. Walker but not Hansen Helicopters) (Jones)
	G-1250		5/31/22	Х	5/31/22	QuickBooks Records by Year Summary Chart (As to Mr. Walker but not Hansen Helicopters) (Jones)
	G-1251		5/31/22	Х	5/31/22	QuickBooks Records Debits by Year and Company Summary Chart (As to Mr. Walker but not Hansen Helicopters) (Jones)
	G-0664					
	G-0662		5/31/22	Х		Email dated 10/06/2016 from Ferruzzo to Crowe re: Possible purchase of Hansen Helicopters shares
						1:55 – Jurors recessed for discussion of objection outside their presence
	G-0425		5/31/22	Х		Email dated 10/06/2016 from Crowe re: Discussion of a possible sale of Hansen Helicopters stock
	G-0366-2,		5/31/22	Х		MNS Capitol Files identifying the corporate structure,
	37 -38		0,00,00			various helos in inventory, vessels (Jones)
	37 30					2:10 – 2:32 – Recess
						2:32 – Continued discussion outside the presence of the
						jurors
						3:00 – Juror seated; Ms. Jones on the stand.
	G-0366-2,		5/31/22	Х	E /21 /22	MNS Capitol Files identifying the corporate structure,
	37 -38		3/31/22	^	3/31/22	various helos in inventory, vessels (Jones)
	37 -38					3:03 - Continued DX of Ms. Jones by Ms. S. Miller
	G-0366-2		5/31/22	Х	5/21/22	MNS Capitol Files identifying the corporate structure,
	G-0300-2		3/31/22	^	3/31/22	various helos in inventory, vessels (Jones)
	G-0366-37		5/31/22	Х	5/21/22	MNS Capitol Files identifying the corporate structure,
	G-0300-37		3/31/22	^	3/31/22	various helos in inventory, vessels (Jones)
	G-0829				3/15/22	Organization Chart for Defendant Corporations
	0 0023				3/13/22	3:33 – Jurors recessed for discussion outside their presence
						3:47 – Jurors seated and given instructions to report
						tomorrow to begin by 8:15 AM; jurors recessed
	1					3:38 – 4:16 – Discussions re possible jury view, schedule of
						witnesses and further discussion on exhibits.
	+					4:16 – 4:39 – Recess
-						4:39 – 5:09 – Continued discussions. Trial continued to June
						1 at 8:15 AM. Adjourned.
						1 at 6.13 Aivi. Adjourned.
-						
-						
	1					